

DETAILED ACTION

1. Claims 1, 3-26 are allowed.

Response to Appeal Brief

2. In view of the Appeal Brief filed on **3/24/2008**, PROSECUTION IS HEREBY REOPENED. The Office Action with the new ground(s) of rejection is set forth below.

EXAMINER'S AMENDMENT

3. An examiner's amendment to the record appears below. Should the changes and/or additions be unacceptable to applicant, an amendment may be filed as provided by 37 CFR 1.312. To ensure consideration of such an amendment, it **MUST** be submitted no later than the payment of the issue fee.

Authorization for this examiner's amendment was given in a telephone interview with Steven M. Kirkwood, Reg. No. 56392, on 06/05/2008, to better define claim limitation and put the claims in condition for allowance.

The application has been amended as follows:

IN THE CLAIMS:

Please cancel Claims 2 and amend Claims 1, 3, 4, 15, and 21 as follows:

Claim 1 (currently amended):

A method of building an application having one or more versions, said method including the steps of:

providing a first computing device;

providing a second computing device having a controlling process for an environment, said environment having parameters, said controlling process managing at least one group of servers in said environment;

selecting at least one file directed to a selectable version of said application from said one or more versions using said first computing device for the purpose of building the selectable version of the application on said second computing device;

deleting said at least one group of servers which are associated with the application using said controlling process wherein said deleting step comprises the additional step of: including as said at least one file, an environmental-configuration file, which includes a plurality of environmental configurations for the parameters of the controlling process environment;

creating at least one new server group in the environment; and
building said selectable version of said application on said second computing device.

Claim 2 is cancelled

Claim 3 (currently amended):

At line 1, delete [claim 2] and insert claim 1.

Claim 4 (currently amended):

At line 1, delete [claim 2] and insert claim 1.

Claim 15 (currently amended):

One or more computer-storage media having computer- executable instructions embodied thereon to perform a method comprising: providing a first file that substantially includes only the parameters for configuration of an application that do not depend upon a specific environment; providing a second file that substantially includes only the parameters for configuration of said application that are environment-specific wherein said first and second files are accessed by a first computing device to enable the building of an application on a second computing device, wherein building an application includes the step of deleting said at least one group of servers which are associated with the application using said controlling process, including as said at least one file, an environmental-configuration file, which includes a plurality of environmental configurations for the parameters of the controlling process environment.

Claim 21 (Currently amended):

One or more computer-storage media having computer-executable instructions embodied thereon for performing a method of building an application, said method comprising: providing a first file first file that substantially includes only the parameters for configuration of an application that do not depend upon a specific environment; providing a second file that substantially includes only the parameters for configuration of said application that are environment; a first computing device utilizing said first and second files to access selectable files to enable the building an application on a second device, wherein building an application includes the step of deleting said at least one

group of servers which are associated with the application using said controlling process, including as said at least one file, an environmental-configuration file, which includes a plurality of environmental configurations for the parameters of the controlling process environment.

Allowable Subject Matter

4. The following is an examiner's statement of reasons for allowance:

As Applicant pointed out under Appeal Brief, page 11, Boehm taken singly and/or in combination with other cited prior arts, does not disclose, teach, or suggest a method of building an application having one or more versions including deleting said at least one group of servers which are associated with the application using said controlling process wherein said deleting step comprises the additional step of: including as said at least one file, an environmental-configuration file, which includes a plurality of environmental configurations for the parameters of the controlling process environment, as recited in independent claim 1, and similarly to independent claims 15 and 21.

Prior arts of record do not teach and/or suggest these claimed limitations, thus, all remaining pending claims 1, 3-26 are allowed.

Conclusion

5. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Andrew Y. Chou whose telephone number is (571) 272-

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6829. The examiner can normally be reached on Monday-Friday, 8:00 am - 4:30 pm. If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Tuan Q. Dam, can be reached on (571) 272-3695.

The fax phone number for the organization where this application or proceeding is assigned is (571) 273 8300.

Any inquiry of a general nature of relating to the status of this application or proceeding should be directed to the TC 2100 Group receptionist whose telephone number is (571) 272 2100.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll free)

/Andrew Chou/

Examiner, Art Unit 2192

/Tuan Q. Dam/

Supervisory Patent Examiner, Art Unit 2192